

# OFFICIAL GAZETTE



## GOVERNMENT OF GOA

### EXTRAORDINARY

#### GOVERNMENT OF GOA

Department of Law and Judiciary

Legal Affairs Division

#### Notification

7-3-97/LA

The Goa Panchayat Raj (First Amendment) Act, 1996 (Goa Act 1 of 1997), which has been passed by the Legislative Assembly of Goa on 20-12-1996 and assented to by the Governor of Goa on 6-2-1997, is hereby published for general information of the public.

P. V. Kadneker, Joint Secretary (Law).

Panaji, 13th February, 1997.

#### The Goa Panchayat Raj (First Amendment) Act, 1996

(Goa Act No. 1 of 1997) [6-2-1997]

AN

ACT

to amend the Goa Panchayat Raj Act, 1994.

Be it enacted by the Legislative Assembly of the State of Goa in the Forty-seventh Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Goa Panchayat Raj (First Amendment) Act, 1996.

(2) It shall be deemed to have come into force on the 7th day of November, 1996.

2. *Amendment of section 2.*—In section 2 of the Goa Panchayat Raj Act, 1994 (Goa Act 14 of 1994) (hereinafter referred to as the "principal Act"),—

(i) after clause (1), the following clause shall be inserted, namely:—

"(1-A) "Block Development Officer" means a person appointed as Block Development Officer by the Government;";

(ii) in clause (7), after the word "district," the following words shall be inserted, namely:—

"and includes an Additional Collector;";

(iii) in clause (8), after the words "Zilla Panchayat," the following words shall be inserted, namely:—

"and includes any other Officer appointed by the Government in this behalf;";

(iv) after clause (8), the following clause shall be inserted, namely:—

"(8-A) "Deputy Director" means the person appointed as the Deputy Director of Panchayats by the Government;";

(v) after clause (11), the following clause shall be inserted, namely:—

"(11-A) "Gram Sevak" means the person appointed by the Director to perform the duties as Gram Sevak;";

3. *Amendment of section 5.*—In section 5 of the principal Act,—

(i) in sub-section (1), for the words "Chief Executive Officer", the words "Block Development Officer" shall be substituted;

(ii) in sub-section (5), for the words "Chief Executive Officer of the Zilla Panchayat", the words "Block Development Officer" shall be substituted.

4. *Amendment of section 7.*— In section 7 of the principal Act, after the proviso to sub-section (4), the following proviso shall be inserted, namely:—

“Provided further that the Government may, by Order published in the Official Gazette, direct any Panchayat to co-opt, in such manner as may be prescribed, a person belonging to the Scheduled Caste, where there is a reasonable population of the Scheduled Caste but the reservation may not be made.”.

5. *Amendment of section 12.*— In sub-section (2) of section 12 of the principal Act, for the words “Chief Executive Officer”, the words “Block Development Officer” shall be substituted.

6. *Amendment of section 13.*— In section 13 of the principal Act,—

(i) in sub-section (1), for the words “Zilla Panchayat”, the words “Legislative Assembly of the State” shall be substituted;

(ii) in sub-section (2), for the words “Zilla Panchayat”, the words “Legislative Assembly of the State” shall be substituted.

7. *Amendment of section 46.*— In section 46 of the principal Act, after sub-section (5), the following shall be inserted, namely:—

“(6) The procedure for the election of Sarpanch and Deputy Sarpanch shall be such as may be prescribed.”.

8. *Amendment of section 47.*— For section 47 of the principal Act, the following shall be substituted, namely:—

“47. *Executive powers and functions of the Secretary.* — Notwithstanding anything contained in this Act and the rules framed thereunder, the Secretary shall also exercise the powers on the following matters, namely:—

(i) to issue the licences for construction, repairs, modification, alteration, so also occupancy certificate in pursuance of the resolution of the Panchayat;

(ii) to initiate action for stopping and or demolishing an unauthorised structure/building constructed without the permission of the Panchayat after resolution is passed to that effect;

(iii) to execute the resolution passed by the Panchayat body.”.

9. *Insertion of new section 47A.*— After section 47 of the principal Act, the following shall be inserted, namely:—

“47-A. *Executive powers of the Sarpanch.*— Notwithstanding anything contained in this Act and the rules framed thereunder, the Sarpanch shall exercise the powers on the following matters, namely:—

(i) to implement the programme of welfare schemes and other developmental works;

(ii) to execute and implement the resolution passed by the Panchayat on the matters not specified in section 47.”.

10. *Amendment of section 50.*— In section 50 of the principal Act, for sub-sections (4) and (5), the following sub-sections shall be respectively substituted, namely:—

“(4) Every Sarpanch or Deputy Sarpanch of a Panchayat shall, after an opportunity is afforded for hearing him, be removable from his office as Sarpanch or Deputy Sarpanch by the Director for being persistently remiss in the discharge of his duties or misconducting himself or misuses or abuses the powers or exercising the powers not expressly vested in him by or under the Act or the rules framed thereunder and the Sarpanch or Deputy Sarpanch so removed who does not cease to be a member under sub-section (2) shall not be eligible for re-election as Sarpanch or Deputy Sarpanch for such period not exceeding five years as the Director may specify in his order.

(5) A Sarpanch or Deputy Sarpanch removed from his office under sub-section (4) may also be removed by the Director from the membership of the Panchayat for such period not exceeding five years as the Director may specify in his Order.”.

11. *Amendment of section 51.*— In section 51 of the principal Act,—

(i) the existing provisions shall be numbered as sub-section (1) thereof;

(ii) in the proviso to sub-section (1) so numbered, for the words “resolution”, the words “notice of motion of no confidence” shall be substituted;

(iii) after proviso to sub-section (1) so numbered, the following proviso shall be added, namely:—

“Provided further that no notice of motion of no confidence shall be moved within six months after the meeting of Panchayat defeating the motion of no confidence.”.

(iv) after sub-section (1) so numbered, the following sub-section shall be inserted, namely:—

“(2) The notice of no confidence motion shall be delivered to the Block Development Officer who shall convene a special meeting of the Panchayat to consider the no confidence motion within fifteen days from the receipt of the notice thereof.

(3) A copy of notice of no confidence motion shall also be delivered to the Secretary of the Panchayat.

(4) The procedure to be followed for such a special meeting shall be such as may be prescribed.”.

12. *Amendment to section 53.*— In section 53 of the principal Act,—

(i) the existing provision shall be numbered as sub-section (1) thereof;

(ii) after sub-section (1) so numbered, the following sub-section shall be inserted, namely:—

“(2) The procedure for filling up casual vacancies of Sarpanch or Deputy Sarpanch shall be such as may be prescribed.

(3) The date for calling the election to fill up the casual vacancy in the office of Sarpanch or Deputy Sarpanch shall be fixed by the Director within a period of sixty days from the date of occurrence of such vacancy or from the date of intimation to the Director, whichever is earlier."

13. *Amendment of section 54.* — In section 54 of the principal Act,—

(i) in sub-section (1), for the words "a month", the words "fifteen days" shall be substituted;

(ii) in sub-section (2), for the word "call", the word "hold" shall be substituted;

(iii) for sub-section (5), the following shall be substituted, namely:—

"(5) If the Sarpanch fails to hold a special meeting as provided in sub-section (2), the Block Development Officer shall hold such a meeting within seven days upon the receipt of the written request of not less than one third of the total number of members of the Panchayat".

(iv) after sub-section (5), the following shall be inserted, namely:—

"Explanation.— For the purpose of this section, the date of presentation of written request in the office of the Panchayat or the Block Development Officer, as the case may be, shall be the date from which the period is to be counted."

14. *Amendment of section 57.* — In sub-section (2) of section 57 of the principal Act, for the words "Chief Executive Officer", the words "Block Development Officer" shall be substituted.

15. *Amendment of section 60.* — In sub-section (3) of section 60 of the principal Act, for the words "Adhyaksha of the Zilla Panchayat", the word "Director" shall be substituted.

16. *Amendment of section 64.* — In sub-section (1) of section 64 of the principal Act,—

(i) in clause (b), the word "and" shall be omitted;

(ii) after clause (c), the following clauses shall be inserted, namely:—

"(d) incur expenditure not exceeding rupees one thousand per month on any matter in an emergency and in public interest;

(e) recommend or not, the sanction of any kind of leave to all the officers and employees of the Panchayat including the Gram Sevak;

(f) place all the correspondence received from the Government, Director, Chief Executive Officer, before the meeting of the Panchayat;

(g) hold regular Gram Sabha and other meetings of the Panchayat;

(h) recover the tax, fees and other dues from the defaulters of the Panchayat;

(i) place the audit report before the meeting of the Panchayat and ensure its due compliance;

(j) stop any unauthorised construction erected in the Panchayat area notwithstanding anything contained in sub-section (3) of section 66 of this Act and place the matter immediately before the ensuing meeting of the Panchayat for taking suitable decision;

(k) remove encroachment and obstruction upon public property, street, drains and open sites not being private property;

(l) ensure due compliance of the provisions of the Act; and

(m) comply with the directions/instructions issued by the Director, Chief Executive Officer, Deputy Director or Block Development Officer."

17. *Amendment of section 66.* — In section 66 of the principal Act,—

(i) for sub-section (2), the following shall be substituted, namely:—

"(2) If a Panchayat does not, within thirty days from the date of receipt of application, determine whether such permission should be given or not and communicate its decision to the applicant, the applicant may file an appeal within thirty days from the date of expiry of aforesaid period, to the Deputy Director, who shall dispose of the same within thirty days from the date of filing of such appeal. If the Deputy Director fails to dispose of the appeal within thirty days, such permission shall be deemed to have been given and the applicant may proceed to execute the work, but not so as to contravene any of the provisions of this Act or any rules or bye-laws made under this Act."

(ii) in clause (b) of sub-section (3), the words "as it may deem necessary for the promotion of public health or the prevention of danger to life or property" shall be omitted;

(iii) existing sub-section (5) shall be omitted;

(iv) after sub-section (4), the following shall be inserted, namely:—

"(5) Where the Panchayat fails to demolish the building which is erected, added to or reconstructed without the permission of the Panchayat or in any manner contrary to the rules made under the Act or any conditions imposed in the permission, within a month from the date of the knowledge, the Deputy Director shall assume the powers of the Panchayat under sub-sections (3), (4) and (5) and take such steps as may be necessary for the demolition of such building.

(6) Notwithstanding anything contained in the foregoing provisions, the Block Development Officer concerned may, by notice addressed to the person responsible, stop any construction which is being constructed in violation of the

provisions of the Act or rules or bye-laws made thereunder and refer the case to the Deputy Director of Panchayats. On receipt of the notice, such person shall forthwith stop the same.

(7) An appeal shall lie to the Director, within a period of thirty days from any order or direction or notice issued under any of the provisions of this section and the decision of the Director on such appeal shall be final.

*Explanation.*— For the purpose of this section, failure to communicate the decision by the Panchayat under sub-section (2) and failure to demolish the building under sub-sections (3) and (4) shall be deemed to be 'remiss' in the performance of duties by the Panchayat."

18. *Amendment of section 68.*— In section 68 of the principal Act, the existing provisions shall be numbered as sub-section (1) thereof and after sub-section (1) so numbered, the following shall be inserted, namely:—

"(2) The provisions of sub-sections (2), (3), (4), (5), (6) and Explanation to section 66 of the Act shall apply mutatis mutandis, to this section."

19. *Amendment of section 72.*— In sub-section (3) of section 72 of the principal Act, for the words "Chief Executive Officer", the word "Director" shall be substituted.

20. *Amendment of section 100.* — In section 100 of the principal Act,—

(i) the existing provision shall be numbered as sub-section (1) thereof;

(ii) after sub-section (1) so numbered, the following shall be inserted, namely:—

"(2) The provisions of sub-sections (2), (3), (4), (5), (6) and Explanation to section 66 shall, mutatis mutandis, apply to this section."

21. *Insertion of new sections.*— After section 112 of the principal Act, the following sections shall be inserted, namely:—

"112. A — *Stray cattle.*— Notwithstanding anything contained in section 112 or in any other law for the time being in force, every Panchayat shall establish cattle pounds and may appoint pound keepers with the approval of the Director. The duties of pound keepers shall be such as may be prescribed. Every pound keeper so appointed shall, in the performance of his duties, be subject to the directions and control of the Panchayat.

112. B.— *Penalty for allowing cattle to stray in streets or to trespass in public or private property.* — (1) Whoever, within the limits of a village, allows any cattle which are his property or in his charge to stray in any street or to trespass upon any private or public property shall, on conviction, be punished,—

(i) for the first offence, with a fine which may extend to rupees two hundred;

(ii) for a second or subsequent offence, with a fine which may extend to five hundred rupees.

(2) An offence under this section shall be cognizable.

112. C. — *Impounding of cattle.*— (1) It shall be the duty of every police officer and a Panchayat or the Block Development Officer to seize and take to any pound for confinement therein, any cattle found straying in any street or trespassing upon any private or public property or causing damage thereto within the limits of the Panchayat.

(2) Whoever forcibly opposes the seizure of cattle liable to be seized under the Act and whoever rescues the same after the seizure, either from a pound or from any person taking or about to take them to a pound, shall, on conviction, be punished with imprisonment for a term not exceeding six months, or with a fine of Rs. 1,000/-, or with both.

112. D. — *Delivery of cattle claimed.*— If the owner of cattle which are impounded under section 112 C or his agent appears and claims the cattle, the Panchayat or Block Development Officer, as the case may be, shall deliver them to him on payment of the pound fees and expenses chargeable in respect of such cattle as the Government may, from time to time, by notification in the Official Gazette, specify for each kind of cattle.

112. E.— *Sale of cattle not claimed.* — (1) If, within seven days after any cattle has been impounded, no person claiming to be the owner of such cattle, offers to pay the pound fee and expenses chargeable under section 112 D, such cattle shall be forthwith sold by auction in the prescribed manner and the surplus remaining after deducting the fee and expenses aforesaid from the proceeds of the sale, shall be paid to any person who within fifteen days after the sale, proves to the satisfaction of such officer as the Panchayat authorities appoint in this behalf or the Block Development Officer that he was the owner of such cattle and shall, in any other case, from part of the Panchayat fund.

(2) No police officer or any officer or official from the Office of the Block Development Officer or Zilla Panchayat or member or an employee or servant of the Panchayat including the pound keeper, shall, directly or indirectly, purchase any cattle at a sale under sub-section (1).

112. F.— *Complaint of illegal seizure or detention.*— (1) Any person whose cattle has been seized under the Act or having been so seized, have been detained in contravention of the Act, may, at any time, within seven days from the date of seizure, make a complaint to the Deputy Director.

(2) The complaint shall be made by the complainant in person, or by an agent personally acquainted with the circumstances. If the Deputy Director on examining the complainant or the agent sees reasons to believe the complaint to be well founded, he shall summon the person complained against, and make an enquiry into the case.

(3) If the seizure or detention be adjudged illegal, the Deputy Director shall award to the complainant for the loss caused by the seizure or detention, reasonable compensation not exceeding two hundred rupees to be paid by the person who

made the seizure or detained the cattle, together with all fees paid and expenses incurred by the complainant procuring the release of the cattle, and if the cattle have not been released, the Deputy Director shall, besides awarding such compensation, order their release.

(4) The compensation, fees and expenses mentioned in this section may be recovered as an arrears of land revenue.

(5) An appeal shall lie to the Director, within a period of 30 days from any order or direction of the Deputy Director under sub-sections (2), (3) or (4) and his decision, on such appeal, shall be final.

(6) The Government may sanction grants to the Panchayat for establishment of cattle pounds and or towards the expenses incurred by the Panchayat for the maintenance of cattle, on such conditions as may be prescribed.

*Explanation.*— For purpose of sections 112 A to 112 F, "cattle" means and includes, tamed animals such as bulls, bullocks, heifers, cows, and their young, elephants, camels, buffaloes, horses, mares, geldings, ponies, colts, fillies, mules, asses, swine, sheep, rams, lambs, goats and kids."

22. *Insertion of new sections.*— After section 113 of the principal Act, following new sections shall be inserted, namely:—

"113-A. *Duties, powers and responsibilities of Panchayat Secretary.*— Notwithstanding anything contained in this Act and the rules framed thereunder, the Panchayat Secretary shall also exercise and perform the below mentioned duties and shall be responsible for omissions in such duties:—

(i) attend every meeting of the Panchayat including Gram Sabha meetings, unless he is precluded from attending the meeting due to unavoidable circumstance;

(ii) write the proceeding of every meeting in the minutes book;

(iii) place all the correspondence received by him, specially various schemes of the Government, instructions issued by the Director and other authorities (except those of confidential nature) before the Sarpanch and also for the information of all members during the meeting;

(iv) receive all correspondence, scrutinize the same and dispose off after having satisfied that the same are complete in all respects;

(v) finalize the agenda of every meeting in consultation with the Sarpanch;

(vi) report within seven days to the Block Development Officer any vacancy in the office of the Sarpanch or Deputy Sarpanch or a member caused due to death, resignation or continuous absence for more than three consecutive ordinary meetings of the Panchayat;

(vii) report to the Block Development Officer any illegal act or misconduct or misuse or abuse of powers or any infringement of the provisions of this Act by the Sarpanch or Deputy Sarpanch or the members of the Panchayat as soon as the same comes to his knowledge;

(viii) report, as soon as possible, to the Block Development Officer, if any member of the Panchayat attracts disqualification under section 10 of this Act;

(ix) maintain all the registers prescribed under various Rules and other Registers as may be directed by the Block Development Officer;

(x) responsible for safe custody of Panchayat funds, assets of Panchayat and all the Registers maintained by the Panchayat;

(xi) comply with the instructions issued by the Block Development Officers and superior authorities from time to time;

(xii) maintain cordial relations with the elected representatives;

(xiii) ensure that the grants released by the Government under Grant-in-Aid for specific purpose is not spent by the Panchayat for any purpose other than the purpose for which it is sanctioned.

113. B.— *Duties and functions of Gram Sevak.*— The Gram Sevak shall perform the duties and functions entrusted to him from time to time by the Block Development Officer or the Director."

23. *Amendment of section 153.*— In sub-section (3) of section 153 of the principal Act,—

(i) in clause (g), the word "and" shall be omitted;

(ii) in clause (h), for the figure "." the figure ";" shall be substituted;

(iii) after clause (h), the following clauses shall be inserted, namely:—

"(i) lighting tax;

(j) drainage tax;

(k) tax on profession, trades, calling and employment;

(l) fees for sale of goods in melas, fairs and festivals;

(m) octroi."

24. *Amendment of section 173.*— In section 173 of the principal Act, after the words "Chief Executive Officer" and before the words "in case of", the words and figure "and the Director or any other Officer authorised by him in this behalf", shall be inserted.

25. *Amendment of section 180.*— In section 180 of the principal Act,—

(i) in clause (b) of sub-section (1), for the words "two-thirds" the words "one half" shall be substituted;

(ii) in sub-section (2), after the expression "Adhyaksha or Upadhyaksha of such Panchayat" and before the words "charged with carrying out" the words "the Sarpanch or the Deputy Sarpanch or members", shall be inserted.

26. *Amendment of section 182.*— In section 182 of the Principal Act, in sub-section (2), after the words “Zilla panchayat” and before the words “before such date” the words “and the Block Development Officer” shall be inserted.

27. *Amendment of section 185.*— In section 185 of the principal Act, after the words “Zilla Panchayat” wherever they occurred, the words “and the Block Development Officer” shall be inserted.

28. *Amendment of section 187.*— In sub-section (5) of section 187 of the principal Act, for the expression “and to the Chief Executive Officer” the figure and expression “the Chief Executive Officer and Director” shall be substituted.

29. *Amendment of section 200.*— In section 200 of the principal Act,—

(i) in sub-section (1), for the words “consultation with the Zilla Panchayat concerned”, the words and figures “conducting an enquiry,” shall be substituted, (ii) in sub-section (7), in clause (a), for the expression “Zilla Panchayat or the Government, as the case may be” the word “Government” shall be substituted.

30. *Amendment of section 201.*— In sub-section (1) of section 201 of the principal Act, the figure “100”, shall be omitted.

31. *Insertion of new section.*— After section 201 of the principal Act, the following new section shall be inserted, namely:—

“201-A (1) *Appeal on miscellaneous matters dealt by the Panchayats.*— Where no appeal has been specifically provided in this Act on any miscellaneous matters which is dealt with by the Panchayat or the Village Panchayat Secretary or the Sarpanch, an appeal shall lie to the Block Development Officer within a period of thirty days from the date of refusal of any request by the said authority and his decision on such appeal, subject to the provision of sub-section (2), shall be final.

*Explanation.*— For the purpose of this section, “refusal” means rejecting of any request in writing or non conveying of any reply to the application within a period of fifteen days from the receipt of application in his office.

(2) A revision shall lie to the Deputy Director against any order passed by the Block Development Officer under sub-section (1) within a period of thirty days from the date of the order.”.

32. *Insertion of new section.*— After section 210 of the principal Act, the following new section shall be inserted, namely:—

“210-A. *Liability of members for removal.*— A member of a panchayat shall, after an opportunity is afforded for hearing him, be removable from his office as a member by an order passed by the Director, for persistent remiss in the discharge of his duties, or if such member acts detrimental to the interest

of the Panchayat or misuses or abuses the powers or exercises powers which are not expressly vested in him by or under this Act or rules or bye laws framed thereunder and the member so removed shall not be eligible for re-election for a period not exceeding five years as the Director may specify in his order.”.

33. *Amendment of section 226.*— In section 226 of the principal Act, after sub-section (3), the following shall be inserted, namely:—

“(4) No suit shall lie against the Government for carrying out any development activities specified in schedules I and II to the Act or any other development work.”.

34. *Insertion of new sections.*— After section 239 of the principal Act, the following new sections shall be inserted, namely:—

“239-A— *Powers of officers.*— The Officers appointed under this Act, viz, the Director, the Chief Executive Officer, the Deputy Director and the Block Development Officer, shall have the same powers in making inquiries under this Act and the rules framed thereunder as are vested in courts in respect of the following matters under the Code of Civil Procedure, 1908, in trying any petition or appeal, namely:—

- (a) proof of facts by affidavit;
- (b) summoning and enforcing the attendance of any person and examining him on oath;
- (c) compelling the production of documents;
- (d) awarding costs.

239-B— *Limitation and Court fees.*— (1) Every appeal or petition made under the provisions of this Act or the rules made thereunder shall be filed within the limitation period provided therein and the provisions of sections 4, 5, 12 and 14 of the Limitation Act, 1963 (Central Act 36 of 1963), shall apply to the filing of such appeal or petition.

(2) Notwithstanding anything contained in the Court Fees Act, 1870 (Central Act 7 of 1870), every appeal or petition made under this Act to the Officers appointed under this Act shall bear a court fee stamp of such value as may be prescribed.

239-C- *Procedure.*— (1) Subject to the other specific provisions in this behalf, the procedure to be followed by the Officers in all inquiries, appeals and proceedings under this Act and the rules framed thereunder shall be such as may be prescribed.

(2) Every decision or order passed under this Act shall be recorded in the form of an order which shall state the reasons therefor.

(3) All inquiries and proceedings before the Officers shall be deemed to be judicial proceedings within the meaning of sections 193, 219 and 228 of the Indian Penal Code, 1860, (Central Act 45 of 1860).”.

35. *Insertion of new section.*— After section 241 of the principal Act, the following new section shall be inserted, namely:—

“241. A-*Delegation of powers.*— (1) The Government may by notification in the Official Gazette, delegate all or any of its powers and duties under the Act, except the power to make rules under section 240, to any Officer subject to such conditions, if any, as may be specified in the notification.

(2) The Director, with the previous approval of the Government, may delegate any of his powers conferred upon him under the Act to any Officer subordinate to him subject to such conditions, if any, as may be specified in the notification:

Provided that nothing shall prevent the Government or the Director to exercise any of the powers on such matters which are assigned under sub-sections (1) and (2), as the case may be.”

36. *Insertion of new section.*— After section 244 of the principal Act, the following new section shall be inserted, namely:—

“244.A— *Power of Government to exercise any function.*— Notwithstanding anything contrary contained in the Act the Government may, in the public interest, exercise any of the functions enumerated in schedules I and II appended to the Act, for the purpose of carrying out any developmental work in the jurisdiction of the Panchayat, without consultation with the Panchayat or Zilla Panchayat.”

37. *In schedule I appended to the Principal Act, under item I, after sub-item (6) insert the following:—*

“(7) Demolition of unauthorised construction.”

38. *In schedule III appended to the Principal Act, under item A, in sub-item I.*

(i) for the words “such percentage of the annual letting value as may be prescribed.” the words “such rate of tax as may be prescribed.” shall be substituted;

(ii) the “Explanation” shall be deleted.

39. *Repeal and Saving.*— (1) The Goa Panchayat Raj (First Amendment) Ordinance, 1996 (Ordinance No.2 of 1996) is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act, as amended by the said Ordinance, shall be deemed to have been done or taken under the principal Act, as amended by this Act.

Secretariat Annexure,  
Panaji.  
Dated 13th February, 1997.

B. S. Subbanna,  
Secretary to the Government of Goa,  
Law Department (Legal Affairs).

## Department of Personnel

### Notification

7/6/95-PER

In exercise of the powers conferred by the proviso to clause (3) of Article 320 of the Constitution, the Governor of Goa hereby makes the following regulations so as to further amend the Goa Public Service Commission (Exemption from Consultation) Regulations, 1988, namely:—

1. *Short title and commencement.*— (1) These regulations may be called the Goa Public Service Commission (Exemption from Consultation) (Seventh Amendment) Regulations, 1997.

(2) They shall come into force with immediate effect.

2. *Amendment of Schedule.*— In the Schedule appended to the Goa Public Service Commission (Exemption from Consultation) Regulations, 1988, for entry at Sl. No. (7), the following entry shall be substituted, namely:—

“(7) All posts in Grade II-Senior Branch-Civil Judge, Senior Division”.

By order and in the name of the Governor of Goa.

S. S. Keshkamat, Joint Secretary (Personnel).

Panaji, 14th February, 1997.

## Department of Social Welfare

### Notification

13/2/97-SWD

In exercise of the powers conferred by rule 9 of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Rules, 1995 (hereinafter called the ‘said Rules’), the Government of Goa hereby nominates the Secretary, Social Welfare, Government of Goa, as nodal officer for the purposes of said rule 9 of the said Rules, with immediate effect.

By order and in the name of the Governor of Goa.

E. Silveira, Under Secretary (Social Welfare).

Panaji, 17th February, 1997.